

## **PERRY COUNTY COUNCIL MINUTES – APRIL 24, 2014**

The Perry County Council met on the above date at 4:30 p.m. as was duly advertised. Council members in attendance were: President Stan Goffinet, Steve Goodson, Dianne Rudolph, Chet Mathena, James Adams, Jody French and Ron Crawford Sr. Kevin Koelling, media representative from the Perry County News, was also present, along with James Tyler County Council Attorney.

The meeting opened with the Pledge of Allegiance and a moment of silence for former Park and Recreation board member Dan Peter who recently passed away.

### **FORMER JR. HIGH SCHOOL BUILDING**

Randy Cole with Mozart, Inc. attended the meeting to discuss the former Jr. High School Building that he purchased in 2012. He explained that Mozart, Inc. is a 501c3 nonprofit organization and has obtained nonprofit status at the state and federal levels. He stated that he purchased the property for \$85,500 and the assessment of the property was 10,000. He stated that over the last years, the assessment has increased to 246,400. Randy stated that no improvements have been made to the building, so he did not know why the assessment went up. He had letters from several sports organizations and the local schools that have been using the building, and is also working with local business for uses of the building. Randy stated that in 2013 a tax bill was received and he filed an appeal along with paper work showing that Mozart, Inc. was a nonprofit operating facility for charitable and education uses. The appeal was rejected at the local level and then he filed with the state and has not received an answer back as of tonight. Randy stated that he thought his biggest battle would be at the federal and state level in getting the nonprofit status, but his biggest battle has been at the local level. He explained that he was attending the meeting to ask the county council for their support. Council member Dianne asked who locally Mozart, Inc. is battling with. Randy stated that it is the county assessor on the value of the property and the fact that the tax exemption was denied. County Assessor, Mendy Lassaline, stated that just because someone has a 501c3 does not make them automatically exempt from paying property taxes. She explained that the application was denied because it did not state what the potential use of the building was going to be. Mendy stated that Mozart, Inc. can reapply for the tax exemption once a specific purpose for the building was established. Stan stated that he would like to see the building used and would like to see Perry County work with Randy on this issue. Council members all agreed that they cannot offer him any help on the issue. Randy stated that it is so frustrating that the opposition is at the local level.

### **PLANNING & ZONING**

Robert J. Harding, President of the Planning & Zoning Commission and some board members were in attendance at the meeting this evening to show support for the proposed Comprehensive Plan. He feels that the commissioners should be supported on the Comprehensive Plan, and everyone should work together and move forward with the plan. The plan is needed by the Planning & Zoning along with the Perry County Development Corporation and the county.

### **COMPREHENSIVE PLAN**

Judy Thomann with Bernardin Lochmueller & Associates attended the meeting to give a presentation on what a comprehensive plan can do for the county. She stated that she had attended a commissioners meeting and BLA was selected to do a comprehensive plan for Perry County. The last comprehensive plan for Perry County was done in 1983. She explained that the plan is a vision of what Perry County should look like along with implementing programs, policies and improvements. BLA will conduct surveys and public meetings to engage people in developing the plan. If communities have projects identified in the plan, those projects have a better chance of qualifying for grant funding. She stated that you want it to be a whole community project not just a few people. Judy explained that the plan would need to be updated every 5 years, and the cost of the updating will depend on the accomplishments that the county has done in the last 5 years. She discussed the various departments within BLA that will be working on the plan. Council Member Jim Adams stated that in order to get funding for any development at the intersection of IN 37 and Interstate 64 the key would be to have an updated comprehensive plan. Judy stated that is correct, INDOT always asks about comprehensive plans and ADA plans when looking at requests for funding. Judy stated that there are several aspects of the county that can be huge drawing cards, and that's

where the people that live here can embrace the county. If they give their input and be involved they will be shocked at what comes out of it.

**APPROVAL OF MINUTES**

The minutes from the meeting on March 27, 2014 had been mailed to each council member for their review. Jim made a motion to approve the minutes, and Dianne seconded the motion. The motion carried 7-0.

**TRANSFER**

Sheriff Lee Chestnut requested a transfer of \$10.00 from Security System Maintenance to Fire Alarm System-Contract within the Jail budget.

Jim made the motion to approve the request and Jody seconded the motion. Motion carried 7-0.

**TRANSFER APPROPRIATION ORDINANCE**

**CC-14-3**

WHEREAS, IT HAS BEEN DETERMINED THAT IT IS NOW NECESSARY TO TRANSFER MONEY FROM ONE MAJOR BUDGET CLASSIFICATION TO ANOTHER MAJOR BUDGET CLASSIFICATION IN THE FOLLOWING NAMED BUDGET; NOW THEREFORE:

SEC. 1. BE IT ORDAINED BY THE COUNTY COUNCIL OF PERRY COUNTY, PERRY COUNTY, INDIANA, THAT THE FOLLOWING TRANSFERS BE MADE IN THE FOLLOWING MADE BUDGET:

**COUNTY GENERAL FUND**

**TRANSFER \$ 10.00**

**FROM: ACCOUNT #1000-380-3000.63**

**SECURITY SYSTEM MAINTENANCE**

**TO: ACCOUNT #1000-380-3000.14**

**FIRE ALARM SYSTEM - CONTRACT**

**\$ 10.00**

**WITHIN: PERRY COUNTY JAIL BUDGET**

**ADOPTED THIS 24<sup>th</sup> DAY OF APRIL, 2014.**

**NAY**

**AYE**

**STAN GOFFINET /S/  
STEVE GOODSON /S/  
DIANNE RUDLOPH /S/  
CHESTER MATHENA /S/  
JIM ADAMS /S/  
JODY FRENCH /S/  
RON CRAWFORD SR. /S/**

**ATTEST:  
CONNIE A. BERGER  
PERRY COUNTY AUDITOR**

### **ADDITIONAL APPROPRIATION**

Perry County Sheriff Lee Chestnut requested the following additional appropriation requests within the Jail budget: \$5,834.00 for Medical Service Contract; \$4,500.00 for Utilities and \$5,000.00 for Meals for Prisoners. Jim made the motion to approve the request and Jody seconded the motion. Motion carried 7-0.

Perry County Assessor, Mendy Lassaline, requested an additional appropriation within the County Sales Disclosure Fund for Computer Equipment in the amount of \$3,760.00. Jim made the motion to approve the request and Steve seconded the motion. Motion carried 7-0.

Perry County Sheriff Lee Chestnut requested an additional appropriation request from within the Perry County Sex and Violent Offender Fund for Equipment in the amount of \$300.00. Jim made the motion to approve the request and Jody seconded the motion. Motion carried 7-0.

Perry Circuit Court Judge Lucy Goffinet requested an additional appropriation with in the Supplemental Public Defender Fund for Compensation Pauper Attorney in the amount of \$8,000.00. Chet made the motion to approve the request and Ron seconded the motion. Motion carried 7-0.

Judge Goffinet requested an additional appropriation within the Supplemental Adult Probation Fund in the amount of \$6,000.00 for Travel. Jody made the motion to approve the request and Ron second the motion. Motion carried 7-0.

County Treasurer, Judy Pund and County Assessor, Mendy Lassaline requested funding within the Riverboat Revenue Sharing Fund for the purchase of new computers. The County Treasurer requested \$7,520.00 and the County Assessor requested \$2,820.00. Jim made the motion to approve the request and Ron seconded the motion. Motion carried 7-0.

The Perry County Commissioners requested an additional appropriation within the Economic Development Income Tax Fund in the amount of \$50,000.00 for a Comprehensive Plan. Steve made the motion to approve the request and Jim seconded the motion. Stan asked if there was any discussion before the request was voted on. Commissioner President Tom Hauser explained that the commissioners have been discussing updating the current comprehensive plan for several years. They also had looked into several options to fund the cost of a plan, but none were available. Tom stated that the funding they are requesting is from the additional 2011 funding that the county received for economic development. Steve thanked the commissioners for working on this and the plan has been needed for a long time. Stan asked if they had received prices from any other companies. Tom stated that they did not take bids, but talked to other firms and was told they would not get any better service from a different company. Council member Ron Crawford stated that he was not in favor of spending this amount of money at this time. He had spoken to other firms and feels they could do it for a lesser amount of money. In speaking with Alvin Evans at the PCDC his feeling is that the county will not be able to get any grant money because of the income of the citizens of Perry County. Ron would like to see the commissioners talk to other companies or even discuss with BLA about lowering their price. Ron stated that he would like to see the issue tabled until a later date. Tom stated that PCDC is on board with the comprehensive plan to give them guidance for economic development. Stan stated that several council members had met with Alvin Evans and asked if PCDC could help with the funding of the plan, and they were told that PCDC could not help with the funding. Council member Jody French stated that she also had spoken to Alvin and that if the County has the money available then this is the best route to take for the zoning of the county. Jody stated that this is a way to invest in our county to better our opportunities.

Stan reminded the council members that a first and second had been made on the request and he asked for a vote. The motion carried 5-2 with Stan and Ron voting against the request. Stan stated that he would like to have seen the motion tabled until more discussion could have taken place on the comprehensive plan because he feels that \$50,000.00 is a lot of money to be spending at this time. Chet stated that when he came to the meeting this evening he was going to vote to table the request, but after hearing what was said he decided to vote in favor for the comprehensive plan.

**ADDITIONAL APPROPRIATION ORDINANCE NO. 14-CC-04**

WHEREAS, IT HAS BEEN DETERMINED THAT IT IS NOW NECESSARY TO APPROPRIATE MORE MONEY THAN WAS APPROPRIATED IN THE ANNUAL BUDGET; NOW, THEREFORE:

SEC. 1. BE IT ORDAINED BY THE COUNTY COUNCIL OF PERRY COUNTY, PERRY COUNTY, INDIANA, THAT FOR THE EXPENSES OF THE TAXING UNIT THE FOLLOWING ADDITIONAL SUMS OF MONEY ARE HEREBY APPROPRIATED OUT OF THE FUNDS NAMED AND FOR THE PURPOSES SPECIFIED, SUBJECT TO LAWS GOVERNING THE SAME:

<b>COUNTY GENERAL FUND</b>	<b>AMOUNT REQUESTED</b>	<b>AMOUNT APPROPRIATED</b>	<b>AYE</b>	<b>NAY</b>
<b><u>PERRY COUNTY JAIL</u></b>				
#1000-380-3000.11 MEDICAL SERVICE CONTRACT	\$ 5,834.00	\$ 5,834.00	7	0
#1000-380-3000.51 UTILITIES	\$ 4,500.00	\$ 4,500.00	7	0
#1000-380-3000.91 MEALS FOR PRISONERS	\$ 5,000.00	\$ 5,000.00	7	0
<b>COUNTY GENERAL FUND TOTAL:</b>	<b>\$15,334.00</b>	<b>\$15,334.00</b>		
<b><u>COUNTY SALES DISCLOSURE FUND</u></b>				
<b><u>PERRY COUNTY ASSESSOR</u></b>				
#1131-008-4000.42 COMPUTER EQUIPMENT	\$ 3,760.00	\$ 3,760.00	7	0
<b>COUNTY SALES DISCLOSURE FUND TOTAL:</b>	<b>\$3,760.00</b>	<b>\$ 3,760.00</b>		
<b><u>PERRY COUNTY SEX &amp; VIOLENT OFFENDER FUND</u></b>				
<b><u>PERRY COUNTY SHERIFF</u></b>				
#1192-005-4000.41 EQUIPMENT	\$ 300.00	\$ 300.00	7	0
<b>PERRY COUNTY SEX &amp; VIOLENT OFFENDER FUND TOTAL:</b>	<b>\$ 300.00</b>	<b>\$ 300.00</b>		
<b><u>SUPPLEMENTAL PUBLIC DEFENDER FUND</u></b>				
<b><u>PERRY CIRCUIT COURT</u></b>				
#1200-232-3000.11 COMPENSATION PAUPER ATTORNEY	\$8,000.00	\$ 8,000.00	7	0
<b>SUPPLEMENTAL PUBLIC DEFENDER FUND TOTAL:</b>	<b>\$8,000.00</b>	<b>\$ 8,000.00</b>		
<b><u>SUPPLEMENTAL ADULT PROBATION FUND</u></b>				
<b><u>PERRY CIRCUIT COURT</u></b>				
#2100-232-3000.22 TRAVEL	\$ 6,000.00	\$ 6,000.00	7	0
<b>SUPPLEMENTAL ADULT PROBATION FUND TOTAL:</b>	<b>\$ 6,000.00</b>	<b>\$ 6,000.00</b>		

**RIVERBOAT REVENUE SHARING FUND**

**PERRY COUNTY TREASURER**  
#7303-003-4000.42                      \$ 7,520.00                      \$ 7,520.00                      7                      0  
COMPUTER EQUIPMENT

**PERRY COUNTY ASSESSOR**  
#7303-008-4000.42                      \$ 2,820.00                      \$ 2,820.00                      7                      0  
COMPUTER EQUIPMENT

**RIVERBOAT REVENUE**  
**SHARING FUND TOTAL:    \$10,340.00                      \$10,340.00**

**ECONOMIC DEVELOPMENT INCOME TAX FUND**

**PERRY COUNTY**  
**COMMISSIONERS**  
#7400-068-3000.12                      \$50,000.00                      \$50,000.00                      7                      0  
COMPREHENSIVE PLAN

**ECONOMIC DEVELOPMENT**  
**INCOME TAX**  
**FUND TOTAL:                      \$50,000.00                      \$50,000.00**

**ADOPTED THIS 24<sup>th</sup> DAY OF APRIL, 2014.**

<p><b><u>NAY</u></b></p>	<p><b><u>AYE</u></b> <b>STAN GOFFINET /S/</b> <b>STEVE GOODSON /S/</b> <b>DIANNE RUDLOPH /S/</b> <b>CHESTER MATHENA /S/</b> <b>JIM ADAMS /S/</b> <b>JODY FRENCH /S/</b> <b>RON CRAWFORD SR. /S/</b></p>
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**ATTEST:**  
**CONNIE A. BERGER**  
**PERRY COUNTY AUDITOR**

There being no further business to come before the council, Jim made a motion to adjourn the meeting. Jody seconded the motion. Motion carried 7-0, with adjournment at 6:00 p.m.

Minutes approved this 22<sup>nd</sup> day of May 2014.

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President, Perry County Council

*Minutes prepared by:*  
*Connie A. Berger, Perry County Auditor*